California Centerfire, Semi PAuto, Riffe Identification Presented as a public service by: START California's premiere firearms community www.CALGUNS.net Was the centerfire rifle LEGAL www.CalGunsFoundation.org registered as an "assault California registered weapon" or a ".50 BMG" assault weapon or in California, before the * Roberti-Roos Asault Weapons Control Act of 1989 .50 BMG rifle. **CALGUNS.NET** deadlines expired?* The registration deadline for assault weapons listed in the Roberti-Roos ban was March 31, 1992. * Senate Bill 23 (SB-23) * Active Duty Military personnel stationed in California may apply for an The registration deadline for assault weapons as "defined by Assault Weapon Permit for personally owned AW(s) after the deadlines. characteristics" in SB-23 was December 31, 2000. The registration deadline for assault weapons as defined by Penal Is the rifle listed in Is the rifle an Code section 12276(e) "AK and AR-15 series" assault weapons Violates PC § 12276 (e) was January 23, 2001. Appendix B or C?** AR or AK type? * .50 BMG Restrictions and Registration ** Check Side B for info The registration deadline for ".50 BMG rifles" was April 30, 2006. Violates PC § 12020 (c)(2) Short Barreled Rifle . Measured from bolt Is the rifle's barrel less iolates PC § 12276.1 (a)(1)(A-F) face to the end of the barrel or a than 16 inches long? permanently installed muzzle device NO Violates PC § 12276 **LEGAL** Not classified as an **ILLEGAL** Is the rifle listed in Unregistered assault weapon. Violates PC § 12280 Appendix A?** assault weapon Single-shot & semi-auto or .50 BMG rifle. ** Check Side B for info .50 BMG "shoulder-fired" rifles included. YES Is the rifle chambered in Violates PC § 12276.1 (a)(3) ".50 BMG"? The rifle's overall length is measured with the stock in the Violates collapsed/ folded position. PC § 12276.1 (a)(2) (if equipped). NO Penal Code § 12276.1 (a) Is the rifle's overall length YES less than 30 inches? Does the rifle have any of these features: Note: Magazine locks (Bullet Button, MAG-LOCK If less than 30 inches, can • Pistol grip CCR 11 § 5469 (d) Prince50, Raddlock, Range-Maglok ® and similar devices do not meet the criteria of a the rifle be fired in the Forward pistol grip Does the fixed detachable magazine as defined in shortest configuration? Flash suppressor CCR 11 § 5469 (a). magazine hold Folding, collapsable stock A rifle equipped with a magazine lock more than 10 Thumbhole stock requires a tool to remove the magazine

cartridges?

Does the rifle have a

detachable magazine? CCR 11 § 5469 (a)

Note: MonsterMan Grips™ and the California Rifles U15™ stock do not meet the criteria of a pistol grip. They do not allow the user to grip the rifle with a pistol style grasp, nor do they protrude conspicuously beneath the action of the weapon. CCR 11 § 5469 (d) (see Side B for pictures)

from the firearm. Therefore, it is

configured with a "fixed magazine" that

is not legally considered "detachable".

Grenade, flare launcher

Appendix A Roberti-Roos AW list

Armalite: AR-180 Beretta: AR-70

Bushmaster Assault Rifle

Calico: M-900 Colt: AR-15 (all)

Daewoo: AR 100, AR110 C Daewoo: K-1, K-2, Max 1, Max 2 Fabrique Nationale: 308 Match, Sporter Fabrique Nationale: FAL, LAR, FNC

HK: 91, 93, 94, PSG-1 IMI: Galil, Uzi J&R ENG: M-68 MAADI CO: AK47, ARM

Made in China: 56, 56S, 84S, 86S, AKS Made in China: AK, AK47, AK47S, AKM

Made in Spain: CETME Sporter

MAS: 223

Norinco: 56, 56 S, 84S, 86S Poly technologies: AK47, AKS RPB Industries, Inc.: sM10, sM11 SIG: AMT, PE-57, SG 550, SG 551 SKS w/ detachable magazine Springfield Armory: BM59, SAR-48

Sterling: MK-6 Stevr: AUG

SWD Incorporated: M11 Valmet: M62S, M71S, M78S Weaver Arms: Nighthawk

section 12276.5, subdivision (h)

Appendix 8 **AR Series**

American Spirit: USA Model Armalite: AR 10 (all), M15 (all) Armalite: Golden Eagle Bushmaster: XM15 (all) Colt: Law Enforcement (6920) Colt: Match Target (all) Colt: Sporter (all)

DPMS: Panther (all) Eagle Arms: EA-15 A2 H-BAR, EA-15 E1

Eagle Arms: M15 (all) Frankford Arsenal: AR-15 (all) Hesse Arms: HAR 15A2 (all) Knights: RAS (all), SR-15 (all) Knights: SR-25 (all) Les Baer: Ultimate AR (all)

Olympic Arms: AR-15, Car-97, PCR (all)

Ordnance, Inc.: AR-15 Palmetto: SGA (all)

Professional Ordnance, Inc.: Carbon 15 Rifle

PWA: All Models

Dalphon: B. F. D.

Rock River Arms, Inc.: Car A2 Rock River Arms, Inc.: Car A4 Flattop

Rock River Arms, Inc.: LE Tactical Carbine Rock River Arms, Inc.: NM A2 - DCM Legal Rock River Arms, Inc.: Standard A-2

Rock River Arms, Inc.: Standard A-4 Flattop Wilson Combat: AR-15

Appendix C **AK Series**

American Arms: AK-C 47, AK-F 47 American Arms: , AK-Y 39, AK-F 39 Arsenal: SLG (all)

Arsenal: SLR (all) B-West: AK-47 (all) Hesse Arms: Model 47 (all) Hesse Arms: Wieger STG 940 Rifle Inter Ordnance - Monroe, NC: AK-47 (all)

Inter Ordnance - Monroe, NC: M-97 Inter Ordnance - Monroe, NC: RPK Kalashnikov USA: Hunter Rifle / Saiga MAADI CO: MISR (all)

MAADI CO: MISTR (all) Mitchell Arms, Inc.: AK-47 (all) Mitchell Arms, Inc.: AK-47 Cal .308 (all) Mitchell Arms, Inc.: M-76, M-90 Mitchell Arms, Inc.: RPK Norinco: 81 S (all)

Norinco: 86 (all) Norinco: AK-47 (all) Norinco: Hunter Rifle Norinco: MAK 90

Norinco: NHM 90, 90-2, 91 Sport

Norinco: RPK Rifle Ohio Ordnance Works: AK-74 Ohio Ordnance Works: ROMAK 991

Valmet: 76 S, Hunter Rifle

WUM: WUM (all)

Definition of a "Detachable Magazine" CCR 11 § 5469 (a)

"Detachable magazine" means any ammunition feeding device that can be removed from the firearm with neither disassembly of the firearm action nor use of a tool being required.

A bullet or ammunition cartridge is considered a tool.

The 3 categories of an assault weapon in California

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Category 1 - are firearms listed on the original Roberti-Roos assault weapons list PC section 12276 (a), (b), and (c).

Category 2 - was the legally ambiguous definition targeting AR and AK "series" firearms in PC 12276(e). This definition was modified by the California Supreme Court in 2001 in what is known as the Harrott v. County of Kings (2001) 25 Cal.4th 1138. The DOJ was required to create an additional list of firearms by make and model. It is available in CCR 11 § 5499 and is sometimes referred to as the "series list". Then came AB2728, which prevents the DOJ from ever updating the list after Jan 2007.

Category 3 - are defined by characteristic features listed in PC 12276.1. These are sometimes referred to as " SB23 features" (Senate Bill 23).

Characteristics of a Assault Weapon PC 12276.1 (a)

12276.1 (a) Notwithstanding PC section 12276, assault weapon shall also mean the following: Rifles

(1) A semiautomatic, centerfire rifle that has the capacity to accept a detachable magazine CCR 11 § 5469 (a) and any one of the following:

(A) A pistol grip CCR 11 § 5469 (d)

(B) A thumbhole stock. CCR 11 § 5469 (e)

(C) A folding or telescoping stock.

(D) A grenade launcher or flare launcher.

(E) A flash suppressor. CCR 11 § 5469 (b)

(F) A forward pistol grip. CCR 11 § 5469 (c)

(2) A semiautomatic, centerfire rifle that has a **fixed magazine** with the capacity to accept more than 10 rounds.

(3) A semiautomatic, centerfire rifle that has an overall length of less than 30 inches.

Definition of a "Thumbhole Stock" CCR 11 § 5469 (e)

"thumbhole stock" means a stock with a hole that allows the thumb of the trigger hand to penetrate into or through the stock while firing.

Definition of a "Flash Suppressor" CCR 11 § 5469 (b)

"flash suppressor" means any device designed, intended, or that functions to perceptibly reduce or redirect muzzle flash from the shooter's field of vision, CCR 11 § 5469 (b)

Flash Suppressor/ Flash Hider is a device attached to or integral with the muzzle of a firearm, designed to eliminate or reduce the incandescent flash of the firearm's discharge. Although they can reduce the visibility of the firearm's location when fired, they are primarily designed to prevent the shooter's vision from being blinded by the flash at night. Many flash hiders also act as a muzzle brake.

Characteristics of a flash suppressor: The majority of these devices come in two styles. The multi prong and the birdcage flash suppressor. The inner cavity of the muzzle device is usually several times the diameter of the bore. The muzzle device usually has large slots to allow the propelling gasses to blow through: redirecting, reducing, eliminating the muzzle flash from the shooters field of vision.

Muzzle Brake/ Muzzle Compensator is a device attached to or integral with the muzzle of a firearm, designed to redirect the propelling gasses to counter the firearm's; recoil, muzzle rise.

Characteristics of muzzle brake: The major difference between a flash suppressor and a muzzle brake is the size of the inner cavity. The inner cavity of a muzzle brake is usually just slightly larger than the diameter of the bore. This better traps the propelling gasses behind the bullet. This forces/redirects more of the gasses to escape through small ports/slots in the muzzle device. These ports/slots are usually machined/drilled in strategic locations or angled to divert the gasses to reduce the firearm's: recoil, muzzle rise.

Each individual is compelled to become familiar with Federal, State and local firearms laws as relate to their purchase, sale, transfer, possession, assembly, modification and/or use. The information presented and views contained herein shall not be construed as legal advice or as a substitute for legal representation, which can only be given by an attorney. This is a best-efforts compilation by gun rights activists, based upon our experience and research, who make no claim as to the legality or basis of the information contained herein. Although this publication is believed to be current at the time if its printing, we urge the reader to investigate these topics in detail as laws and regulations change over time. Calguns.net and the Calguns Foundation shall not be liable for the improper use of or reliance upon such information as may found at www.calguns.net, www.calgunsfoundation.org or in this publication **7** V 1.0d 10/08/08



Harrott v. County of Kings (2001) 25 Cal. 4th 1138

...a trial court may not find a semiautomatic firearm a series

assault weapon under section 12276, subdivision (e), unless

the firearm has first been included in the list of series assault

weapons promulgated by the Attorney General pursuant to

Definition of a "Pistol Grip" PC 12276.1 & CCR 11 § 5469 (d) "pistol grip that protrudes conspicuously beneath the action of

the weapon" means a grip that allows for a pistol style grasp

in which the web of the trigger hand (between the thumb and index finger) can be placed below the top of the exposed



Muzzle Brake